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FLETCHER YODER

A Professional Corporation  
 Attorneys at Law  
 7915 FM 1960 West, Suite 330  
 Houston, Texas 77070  
 Post Office Box 692289  
 Houston, Texas 77269-2289  
 Telephone (281) 970-4545  
 Facsimile (281) 970-4503

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## NOTES/COMMENTS:

Subject: U.S. Serial No. 10/796,578; filed March 8, 2004  
 Amendment filed October 10, 2005

Attached herewith is a duplicate copy of the Response and Amendment filed on October 10, 2005, and received at the U.S. Patent Office on October 14, 2005.

**Contact Examiner Tsai immediately upon receipt.**

**CONFIDENTIALITY NOTE**

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Clark R. Baker Jr. §  
§  
Serial No.: 10/796,578 § Group Art Unit: 2857  
§  
Filed: March 8, 2004 § Examiner: Carol S. W. Tsai  
§  
For: PULSE OXIMETER WITH SEPARATE §  
ENSEMBLE AVERAGING FOR §  
OXYGEN SATURATION AND HEART §  
RATE § Atty Docket: TYHC:0052/FLE  
§ P0427R (009103-022700US)

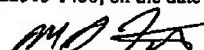
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October 10, 2005

Date



Michael G. Fletcher

Sir:

**RESPONSE AND AMENDMENT**

In response to the Official Action mailed on April 12, 2005, Applicant respectfully requests reconsideration of the above-identified application in view of the amendments and remarks set forth below.